

## REMARKS

### Status of the Claims

Claims 40 – 63, 66-79 were pending.

Claims 40 – 63, 66-79 were rejected.

It is believed that the remarks laid out herein below attend to all rejections and further issues raised in the pending office action dated 11 January 2008.

### Claim Rejections

Claims 40 – 63, 66-79 were rejected on the ground of nonstatutory obviousness-type double patenting as allegedly being unpatentable over US Patent No. 6,704,301 in view of Hummel WO 00/0733.

A terminal disclaimer is enclosed that is in compliance with 37CFR 1.321(c) or (d) to overcome the rejection base on nonstatutory double patenting. The conflicting patent US #6,704,301 is commonly owned.

Claims 40 – 63, 66-79 are allowable.

## CONCLUSION

Claims 40-44, 46-63, 66-79 are believed to be in condition for allowance, and a notice thereof is respectfully solicited. Should the Examiner determine that additional issues remain which might be resolved by a telephone conference, he is respectfully invited to contact Applicants' undersigned attorney.

Respectfully submitted,



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